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3 BILL NO. S-75-12-

53

4 SPECIAL ORDINANCE NO. S- 10-76

5 AN ORDINANCE approving Change Order No. 2 in  
6 connection with Waynedale Project, Phase I,  
7 Resolution 5662-1974

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT  
9 WAYNE, INDIANA:

10 SECTION 1. That Change Order No. 2 to John Dehner, Inc. in connec-  
11 tion with Resolution 5662-1974, Waynedale Project, Phase I, in the amount of  
12 \$20,510.50, as set out in the specifications is hereby in all things ratified, confirmed  
13 and approved.

14 SECTION 2. This Ordinance shall be in full force and effect from and  
15 after its passage and approval by the Mayor.

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19 Councilman

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34 APPROVED AS TO FORM  
AND LEGALITY.

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CITY ATTORNEY

Read the first time in full and on motion by Moses, seconded by Hinga, and duly adopted: read the second time by title and referred to the Committee on Public Works (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 12-23-75

Charles W. Whitman  
CITY CLERK

Read the third time in full and on motion by Moses, seconded by Hinga, and duly adopted, placed on its passage. Passed (~~lost~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>9</u>	<u>0</u>			
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
HUNTER	<u>✓</u>				
MOSES	<u>✓</u>				
NUCKOLS	<u>✓</u>				
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 1-13-76

Charles W. Whitman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S-10-76 on the 13<sup>th</sup> day of January, 1976.

ATTEST:

(SEAL)

Charles W. Whitman  
CITY CLERK

James Stier  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14<sup>th</sup> day of January, 1976, at the hour of 11:00 o'clock.

Charles W. Whitman  
CITY CLERK

Approved and signed by me this 14<sup>th</sup> day of January, 1976, at the hour of 3:00 o'clock P. M., E.S.T.

Robert E. Armstrong  
MAYOR

Bill No. S-75-12-53

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance  
approving Change Order No. 2 in connection with Waynedale Project, Phase I,  
Resolution 5662-1974

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

Winfield C. Moses, Jr. - Chairman

Donald J. Schmidt - Vice-Chairman

Vivian G. Schmidt

Paul M. Burns

William T. Hinga

*Winfield C. Moses, Jr.*

*Donald J. Schmidt*

*Vivian G. Schmidt*

*William T. Hinga*

CHANGE ORDER

62-352-19 12/4/75

Change Order No. 2  
 Project No. 10,197  
 Name of Project Waynedale Phase I

Resolution No. 5662-1974  
 Board Order No. 5-1974  
 Date October 24, 1975

To: John Dehner, Inc.  
 (Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change	Unit Price	Change in Contract Price	
		Material		Decrease	Increase
1	2,017 S.Y.	Chip & Seal	1.50		3,025.50
2	1,715 Ton	#73 Stone	7.00		12,005.00
3	500 Ton	#73 Stone	7.00		3,500.00
4	10 Each	Tree Removal, 20" - 30" dia.	198.00		1,980.00
Total Decrease					
Total Increase					20,510.50
Net <del>(Decrease)</del> (Increase) Contract Price					20,510.50

The sum of \$20,510.50 is hereby (added to) ~~(deducted from)~~ the total contract price, and the final contract price shall be adjusted as follows:

Original Contract Price	\$ 861,551.89
Current Contract Price Adjusted by Previous Change Order	\$ 869,871.89
New Contract Price Including this Change Order	\$ 890,383.35

The time provided for completion in the contract for this project is (unchanged) ~~(increased)~~ ~~(decreased)~~ by 0 calendar days due to this Change Order. The date for completion of all work shall be October 24, 1975. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: James H. Taylor (Chief ~~Project~~ Engineer) Date 11/4/75

Accepted by: JOHN DEHNER, INC. Edward J. Dehner (Contractor) Date NOV 3 1975

Approved by: Ronald E. Boser (City Engineer) Date 11/23/75

Approved by: Carl E. Mead (Owner) Date 12/4/75

Attested by: Betty Ann Paul  
Edward J. Dehner Date 12/4/75

Change Order No. 2  
Resolution No. 5662-1974  
Board Order No. 5-1974

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: see attached sheet.

2. Will proposed change alter size of the project? Yes \_\_\_\_\_ No x

If yes, explain: \_\_\_\_\_

3. Affect on operation and maintenance cost of this project: All items on this Change Order, except items #1 & #3 are on private property and will become property owners'

maintenance

responsibility: Item #1 will be turned over to the Street Department for maintenance.

Item #3 is under the street, therefore, this doesn't apply.

Rahward Knappenberg  
Engineer

Item #1 Chip and Seal -- Koons, McArthur, and Old Trail - this was an order from the Board of Works, September, 1974.

Item #2 #73 stone for drives and change of grade on Mc Arthur - the stone required to change the grade was 45 tons. The grade change was necessary to clear the telephone duct. The stone for the drives was an item that was left out on the original contract.

Item #3 #73 stone for street maintenance - this item is necessary because of the long delay in getting started last year. After we got started, the utility companies started the same day to lower services and telephone ducts and this caused another delay. With the two delays the pavement wasn't placed last fall, so the sewer trenches had to be maintained through the winter.

Item #4 tree removal - this item includes the trees that have to be removed where the plans show sidewalks going around them. The property owners wouldn't give the additional right of way for us to go around. Therefore, the trees had to be removed. There were some additional trees in the back slope that had to be removed. We tried to save some of them. After referring with the Park Dept. they felt root damage was too extensive and the trees should be removed. Removal of these trees, after the walk is in place, requires special equipment in order to eliminate damage.

DIGEST SHEET

TITLE OF ORDINANCE Special Ordinance

*D-75-12-53*

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

SYNOPSIS OF ORDINANCE Covers Change Order #2, Resolution 5662-1974 from John Dehner, Inc. in amount of \$20,510.50 for Waynedale project, Phase I.

This change order includes Chip & Seal, drive repairs & grade changes, sewer maintenance during winter & tree removal (see attached change order).

THIS IS A FINAL CHANGE ORDER FOR THIS PROJECT

EFFECT OF PASSAGE Necessary work for completion of project.

EFFECT OF NON-PASSAGE Incomplete work to finish project.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$20,510.50

ASSIGNED TO COMMITTEE

*Public Works*